(ഇ) എന്തെല്ലാം പണികളാണ് അവിടെ ചെയ്യേണ്ടത്;

(എഫ്) എന്തെല്ലാം പണികൾ അവിടെ പൂർത്തീകരിച്ചു;

(ജി) ബാക്കി പണികളുടെ ഇപ്പോഴത്തെ സ്റ്റേജ് എന്തെന്ന് വിശദീകരിക്കുമോ;

(എച്ച്) ഈ കോളനിയുടെ പണി എന്നത്തേയ്ക്ക് പൂർത്തിയാക്കാനാണ് ഉദ്ദേശിക്കുന്നത്;

(ഐ) ഈ കോളനിയുടെ പണി അടിയന്തിരമായി പൂർത്തീകരിക്കാൻ നിർദ്ദേശം നൽകുമോ?

ഉത്തരം

(എ) 22 വീടുകളുടെ പണി ആരംഭിച്ചു.

(ബി) അവയുടെ പണി പൂർത്തിയായില്ല. 31-3-2003-ന് പഞ്ചായത്തുകളുടെ പി.ഡി. അക്കൗണ്ടുകൾ മരവിപ്പിച്ചതുകാരണം പദ്ധതി പൂർത്തീകരികരണം തടസ്സപ്പെട്ടു.

(സി) നിർദ്ദേശം നൽകുന്നതാണ്.

(ഡി) 2000-2001-ൽ

(ഇ) ഏഴ് വീടും, സെമി പെർമനന്റ് ഷെഡും കക്കൂസും.

(എഫ്) സെമി പെർമനന്റ് ഷെഡിന്റെയും കക്കൂസിന്റെയും പണി പൂർത്തീകരിച്ചു.

(ജി) 7 വീടുകളുടെ നിർമ്മാണം റൂഫ്‌ലെവൽ വരെ പൂർത്തിയായി.

(എച്ച് ആന്റ് ഐ) ഇക്കാര്യത്തിൽ നടപടി എടുക്കേണ്ടത് ബന്ധപ്പെട്ട ബ്ലോക്ക് പഞ്ചായത്താണ്. സമയബന്ധതമായി പൂർത്തിയാക്കുന്നതിന് നിർദ്ദേശം നൽകുന്നതാണ്.

ക്രീമിലെയർ നിർണയം

157 [1965] ശ്രീ. പി. ടി. തോമസ്:

„ പ്രയാർ ഗോപാലകൃഷ്ണൻ:

„ എം. കെ. പോൾസൺ മാസ്റ്റർ:

ശ്രീമതി മാലേത്ത് സരളാദേവി:

ശ്രീ. തേറമ്പിൽ രാമകൃഷ്ണൻ: താഴെ കാണുന്ന ചോദ്യങ്ങൾക്ക് പിന്നോക്ക പട്ടിക സമുദായക്ഷേമ വകുപ്പുമന്ത്രി സദയം മറുപടി നൽകുമോ:

(എ) കേന്ദ്ര ഗവൺമെന്റിലും മിനിസ്ട്രികളിലും നിയമിക്കപ്പെടുന്നതിന് സംവരണ കാര്യത്തിൽ സംസ്ഥാനത്തെ ഏതെല്ലാം പിന്നോക്ക സമുദായങ്ങളെ ക്രീമിലെയറിൽനിന്നും ഒഴിവാക്കിയിട്ടുണ്ട്.

LIBRARY ARCHIVES Kerala Legislative Assembly

(ബി) സംസ്ഥാന സർവ്വീസിലേയ്ക്കുള്ള നിയമനത്തെ സംബന്ധിക്കുന്നിടത്തോളം റിസർവേഷൻ കാര്യത്തിൽ ക്രീമിലെയർ നിർണ്ണയിക്കുന്നതിന് സുപ്രീംകോടതി നിയമിച്ച കമ്മീഷന്റെ റിപ്പോർട്ടനുസരിച്ച് സംസ്ഥാനത്തെ ഏതെല്ലാം പിന്നോക്ക സമുദായങ്ങളെയാണ് ക്രീമിലെയറിൽ നിന്നും ഒഴിവാക്കിയിരുന്നത്;

(സി) സംസ്ഥാന സർവ്വീസിലേയ്ക്കുള്ള നിയമനത്തിൽ സംവരണത്തെ സംബന്ധിക്കുന്നിടത്തോളം ക്രീമിലെയർ നിർണ്ണയിക്കുന്നത് സംബന്ധിച്ച് സംസ്ഥാന ഗവൺമെന്റ് ഏതെങ്കിലും കമ്മീഷനെ നിയമിച്ചിരുന്നുവോ;

(ഡി) പ്രസ്തുത കമ്മീഷൻ റിപ്പോർട്ടിൽ ഏതെങ്കിലും സമുദായങ്ങളെ ക്രീമിലെയറിൽ നിന്നും ഒഴിവാക്കണമെന്ന് നിർദ്ദേശിച്ചിരുന്നു എന്ന് വ്യക്തമാക്കുമോ;

(ഇ) സംസ്ഥാന സർവ്വീസിലേയ്ക്കുള്ള നിയമനത്തിൽ റിസർവേഷൻ കാര്യത്തിൽ ക്രീമിലെയർ നിർണ്ണയിക്കുന്നത് സംബന്ധിച്ച ഉത്തരവിൽ ഏതെല്ലാം സമുദായങ്ങളെ ക്രീമിലെയറിൽ നിന്ന് ഒഴിവാക്കിയിരുന്നു;

(എഫ്) ക്രീമിലെയറിൽനിന്ന് ഒഴിവാക്കിയ ഏതെങ്കിലും സമുദായത്തെ വീണ്ടും ക്രീമിലെയറിൽപ്പെടുത്തിയിട്ടുണ്ടോ; എങ്കിൽ ഏത് സമുദായത്തെ എന്നറിയിക്കാമോ; പ്രസ്തുത സമുദായത്തെ വീണ്ടും ക്രീമിലെയറിൽപ്പെടുത്താനുള്ള കാരണം എന്ത്;

(ജി) ക്രീമിലെയറിൽ നിന്നും ഒഴിവാക്കിയ സമുദായങ്ങളിൽപ്പെട്ടവരുടെ വാർഷിക വരുമാനം ഇതു സംബന്ധിച്ച സർട്ടിഫിക്കറ്റിൽ കാണിക്കുന്നതെന്തിനാണെന്ന് വ്യക്തമാക്കുമോ?

ഉത്തരം

(എ) സമുദായാടിസ്ഥാനത്തിൽ ക്രീമിലെയറിൽ നിന്നും ഒഴിവാക്കിയിട്ടില്ല. 1993 സെപ്റ്റംബർ 8-ാം തീയതിയിലെ ഓഫീസ് മെമ്മോറാണ്ടം ജി.എം.നം. 36012/22/93 Estt. (SCT) പ്രകാരം കൈത്തൊഴിലുകാരേയും പരമ്പരാഗതമായി കുലത്തൊഴിലിൽ ഏർപ്പെട്ടിരിക്കുന്നവരേയും കേന്ദ്ര സർക്കാർ ക്രീമിലെയറിൽനിന്നും ഒഴിവാക്കിയിട്ടുണ്ട്.

(ബി) സംസ്ഥാന സർവ്വീസിലേയ്ക്കുള്ള നിയമനത്തെ സംബന്ധിക്കുന്നിടത്തോളം റിസർവേഷൻ കാര്യത്തിൽ ക്രീമിലെയർ നിർണ്ണയിക്കുന്നതിന് സുപ്രീംകോടതി നിയമിച്ചത് ജസ്റ്റീസ് കെ. ജെ. ജോസഫ് (റിട്ടയേർഡ്) അദ്ധ്യക്ഷനായുള്ള ഒരു ഉന്നതതല കമ്മിറ്റിയെയാണ്.

ഈ കമ്മിറ്റിയുടെ റിപ്പോർട്ടിന്റെ അടിസ്ഥാനത്തിൽ സംസ്ഥാന സർക്കാർ പിന്നോക്ക സമുദായങ്ങളിലെ ക്രീമിലെയർ വേർതിരിക്കുന്നതിന് മാനദണ്ഡങ്ങൾ നിശ്ചയിച്ചുകൊണ്ട് 16-2-2000-ലെ ജി.ഒ.(പി) നം. 15/2000/പിഡി.പവ.വിവ. പ്രകാരം ഉത്തരവായി. ഈ ഉത്തരവ് പ്രകാരം സമുദായ അടിസ്ഥാനത്തിൽ ക്രീമിലെയറിൽ നിന്നും ഒഴിവാക്കിയിട്ടില്ല. കൈത്തൊഴിലിൽ ഏർപ്പെട്ടിരിക്കുന്നവരേയും

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പരമ്പരാഗതമായി കുലതൊഴിൽ ചെയ്തുവരുന്നവരേയും മൽസ്യ ബന്ധനത്തിലേർപ്പെട്ടിരിക്കുന്നവരേയും പ്രസ്തുത ഉത്തരവിലെ അനുബന്ധം (ബി)-യും (സി)-യും ആയി ക്രീമിലെയറിൽ നിന്നും ഒഴിവാക്കിയിട്ടുണ്ട്. പ്രസ്തുത ഉത്തരവ് അനുബന്ധം XI ആയി ചേർത്തിട്ടുണ്ട്.†

(സി) 13-1-2000-ലെ ജി.ഒ.(എം.എസ്) 4/2000/പജ.പവ.വിവ. പ്രകാരം ജസ്റ്റിസ് ശ്രീ. കെ. കെ. നരേന്ദ്രൻ കമ്മീഷനെ നിയമിച്ചിരുന്നു.

(ഡി) ജസ്റ്റിസ് ശ്രീ. കെ. കെ. നരേന്ദ്രൻ കമ്മീഷൻ റിപ്പോർട്ടിലെ അനുബന്ധം (എ) മാനദണ്ഡ പ്രകാരമാണ് പിന്നോക്ക സമുദായത്തിലെ ക്രീമിലെയർ നിർണ്ണയിക്കാനായി ശുപാർശ ചെയ്തത്. ഇതുപ്രകാരം സമുദായ അടിസ്ഥാനത്തിൽ ക്രീമിലെയറിൽ നിന്നും ഒഴിവാക്കിയിട്ടില്ല. എന്നാൽ സാമൂഹ്യമായ പിന്നോക്കാവസ്ഥ കണക്കിലെടുത്ത് പരമ്പരാഗതമായി കുലതൊഴിലിൽ ഏർപ്പെട്ടിരിക്കുന്ന വിഭാഗത്തെയും ലോവർ പ്രൈമറി തലത്തിൽപോലും വിദ്യാഭ്യാസം ലഭിച്ചിട്ടില്ലാത്ത വിഭാഗത്തേയും ക്രീമിലെയറിൽനിന്നും ഒഴിവാക്കണമെന്ന് ശുപാർശ ചെയ്തിരുന്നു.

(ഇ) നരേന്ദ്രൻ കമ്മീഷൻ റിപ്പോർട്ടിന്റെ അടിസ്ഥാനത്തിൽ സംസ്ഥാനത്തെ ക്രീമിലെയർ നിർണ്ണയിക്കുന്നതിനുള്ള മാനദണ്ഡം നിർണ്ണയിച്ചുകൊണ്ട് 27-5-2000-ലെ ജി.ഒ.(പി).നമ്പർ 36/2000/പജ.പവ.വിവ. പ്രകാരം ഉത്തരവ് ഇറക്കിയിട്ടുണ്ട്. സമുദായ അടിസ്ഥാനത്തിൽ ക്രീമിലെയറിൽ നിന്നും ഒഴിവാക്കിയിട്ടില്ല. പ്രസ്തുത ഉത്തരവിലെ അനുബന്ധം (ബി)-യും (സി)-യും പ്രകാരം പരമ്പരാഗത തൊഴിലിൽ ഏർപ്പെട്ടിരിക്കുന്നവരേയും മൽസ്യ ബന്ധനത്തിലേർപ്പെട്ടിരിക്കുന്ന വിഭാഗത്തേയും ക്രീമിലെയറിൽനിന്നും ഒഴിവാക്കിയിട്ടുണ്ട്. പ്രസ്തുത ഉത്തരവ് അനുബന്ധം XI 'എ' ആയി ചേർത്തിട്ടുണ്ട്. †

(എഫ്) 27-5-2000-ലെ ജി.ഒ.(പി.)നം. 36/2000/പജ. പവ.വിവ.-ാം നമ്പർ ഉത്തരവ് പ്രകാരം സംസ്ഥാനത്തെ ക്രീമിലെയർ മാനദണ്ഡം നിർണ്ണയിച്ച് ഉത്തരവായശേഷം ഒരു സമുദായത്തേയും പുതുതായി ക്രീമിലെയറിൽ ഉൾപ്പെടുത്തി ഉത്തരവായിട്ടില്ല.

(ജി) നോൺ ക്രീമിലെയർ സർട്ടിഫിക്കറ്റ് നൽകുമ്പോൾ വാർഷിക വരുമാനം രേഖപ്പെടുത്താറില്ല.

പിന്നോക്ക സമുദായ വികസനത്തിനുവേണ്ടി ലഭിച്ച കേന്ദ്ര സഹായം

158 [1966] ശ്രീ. പി. ജെ. ജോയി:

" ഡി. സുഗതൻ:

" എം. എ. ചന്ദ്രശേഖരൻ:

" കെ. സി. ജോസഫ്:

" എൻ. ഡി. അപ്പച്ചൻ: താഴെ കാണുന്ന ചോദ്യങ്ങൾക്ക് പിന്നോക്ക-പട്ടികസമുദായക്ഷേമ വകുപ്പുമന്ത്രി സദയം മറുപടി നൽകുമോ:

† അനുബന്ധം —XI, XIഎ

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അനുബന്ധം XI

[13-7-2004-ലെ നക്ഷത്രചിഹ്നമിടാത്ത ചോദ്യം നമ്പർ 157 (1965) ദയവായി കാണുക]

GOVERNMENT OF KERALA

Abstract

Creamy Layer—Other Backward Classes—Identification of Creamy Layer—Implementation of Joseph Commission—Guidelines—Orders Issued.

SC/ST DEVELOPMENT (F) DEPARTMENT

G.O. (P) No. 15/2000/SC/STDD

Thiruvananthapuram, 16th February, 2000.

Read.—(i) Judgment dated 13-12-1999 of the Supreme Court in IAs Nos. 35-36 in W.P. (Civil) No. 930 of 1990.

(ii) Government Circular No. 18535/Adv.C3/99/P&ARD dated 17-12-1999.

ORDER

In view of the Supreme Court judgment dated 13-12-1999 in I.As. No. 35-36 in W.P.(C) No. 930/1990 with W.P.(C) Nos. 699/95 and 727/95, IA 2/99, I.As. 8 and 9 in W.P.(C) No. 699/95 (Indira Sawhney *v.* Union of India and others), Government have in the Circular read above directed all appointing authorities including public sector undertakings, Co-operative Societies etc. not to make any appointment to any post coming under their jurisdiction until further orders, even in cases where the Kerala Public Service Commission has issued advice memos.

2. Government have considered the judgment of the Supreme Court in I.As. No. 35-36 in W.A.(C) No. 930/1990 relating to the creamy layer, among Other Backward Classes and appointed Shri Justice K. K. Narendran, Retired Judge of the Kerala High Court as a Commission to recommend the criteria to be adopted to exclude those who belong to creamy layer among the other backward classes.

3. Justice Narendran Commission has in its interim report observed that selected candidates, whose appointments are pending are governed by the norms laid down in the Justice Joseph Committee report and that the appointment need not wait for the report of the Commission. The term of the Commission has since been extended by two months.

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4. Pending receipt of the report of the Commission the norms to identify the creamy layer (hereinafter called the guidelines), suggested by the High Level Committee headed by Shri Justice K. J. Joseph (Retd.), will be implemented subject to the following changes as permitted by the Supreme Court. The guidelines are given in Annexure I to this order.

(a) Annexure A to the guidelines is amended to include the five communities and ten sub-castes as permitted by the Supreme Court. The communities thus included are:

(1) Kumbarans
(2) Muslim
(3) Thachan
(4) Boyan of Malabar District
(5) Malayan through out the State except Malabar

The ten sub-castes included are:

(1) Peroorkada Chetties
(2) Sadu Chetties
(3) Manai Chetties (Chetty Community)
(4) Valan
(5) Nulayan
(6) Panaikkal
(7) Mukaya
(8) Bobby Mukayan
(9) Mukaveeran
(10) Valinjar (Dheevara Community)

(b) Artisans/persons of hereditary occupation shown in Annexure B of the guidelines are excluded from the creamy layer.

(c) The sub-castes of Fishermen community excluded from the creamy layer is shown in Annexure C.

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5. The authority to issue the certificate to candidates who do not belong to the creamy layer will be any one of the following officers:

(a) District Magistrate/Addl. District Magistrate/Collector/ I Class Stipendiary Magistrate/Sub Divisional Magistrate/Taluk Magistrate/Executive Magistrate/Extra Assistant Commissioner (not below the rank of I Class Stipendiary Magistrate).

(b) Chief Presidency Magistrate/Addl. Chief Presidency Magistrate/ Presidency Magistrate

(c) Revenue Officer not below the rank of Tahsildar and

(d) Sub Divisional Officer of the area where the candidates and or his Family normally resides.

6. The form of certificate to be issued is as shown in Annexure II

7. The form of application for the issue of the certificate will be as shown in Annexure III.

8. The appointment of candidates belonging to the Other Backward Classes, who have received the advice memo from the Kerala Public Service Commission, will be based on the certificate referred to above. Where, however, appointment order had been mistakenly issued after 13-12-1999 (the date on which the Supreme Court judgment had come into effect), the candidate concerned will be admitted to duty only on production of the certificate in question.

9. These orders will apply to all Government Departments/ Organisations/Institutions/Public Sector Undertakings/Government owned Companies/Co-operative Societies/Autonomous Bodies etc. to which the principles of reservation are applicable.

10. Subject to the above decisions the Circular dated 17-12-1999 cited as second paper above is withdrawn.

By order of the Governor,
S. SUBBIAH,
Secretary to Government.

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ANNEXURE I

GUIDELINES PRESCRIBED TO IDENTIFY THE CREAMY LAYER AMONG THE DESIGNATED OTHER BACKWARD CLASSES IN THE STATE OF KERALA

1. These guidelines are called the guidelines to identify the "Creamy Layer" among the designated "Other Backward Classes" in the State of Kerala.

2. It shall come into force with immediate effect and the same shall be published in the Kerala Gazette by the Kerala State Government immediately for the information of public.

3. These guidelines are applicable for appointments by direct recruitment in all Government Departments/Organisations/ Institutions, Public Sector Undertakings, Government owned Companies, Autonomous Bodies, etc., where the principles of reservation embodied in Rules 14 to 17 of Part II of the Kerala State and Subordinate Services Rules, 1958, are made applicable.

4. The list of 73 castes/communities including sub castes notified by the State Government as the 'Other Backward Classes' in the State of Kerala, the reservation and procedure prescribed under Rules 14 to 17 of Part II of the Kerala State and Subordinate Services Rules, 1958, shall continue to be in force till the same is amended or modified in accordance with law. A true copy of the said list is annexed herewith as ANNEXURE A.

5. The State Government had earmarked 40% (forty percentage) of the vacancies in Civil posts and services under the Government of Kerala, and its Institutions and Organisations to be filled up through direct recruitment for other backward classes notifed in Annexure A. The above 40% reservation and the procedure prescribed under the Rules for observing the principles of reservation and the rotation made in favour of the backward classes, shall continue to be in force till the same is amended or modified in accordance with law.

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ANNEXURE I—*(Cont.)*

6. Candidates belonging to the Other Backward Classes recruited on the basis of merit in open competition on the same standards prescribed for general candidates shall not be adjusted against the reservation quota of 40%.

7. The aforesaid reservation of 40% shall not apply to persons/ sections mentioned in column 3 of the schedule attached to these guidelines.

8. The Rule of Exclusion made mention in the schedule attached to these guidelines will not apply to persons working as Artisans or engage in hereditary occupations, calling and included in Annexure 'B' appended herewith and person/group of persons coming within the definition of the expression "Fishermen Community" in Annexure C appended to these guidelines.

9. To get the benefit of reservation under Article 16 (4) of the Constitution in the services under the State and its Organisations, the Other Backward Classes of Citizens specified in Annexure 'A' shall produce along with their application necessary certificate/document showing their caste/community including the sub-castes, issued by any of the competent authorities prescribed by the Government of Kerala/Kerala Public Service Commission in that regard.

10. The application shall be in conformity with the provisions contained in the Kerala Public Services Act, 1968 and the Rules framed thereunder, as is required at present, subject to any modifications/amendment that may be made by the competent authorities in that regard in accordance with law.

11. The applicant shall also produce along with the application a certificate in the form annexed as Annexure II to the effect that the applicant does not belong to the category of 'Creamy Layer' in the light of guidelines and the schedule prescribed for identifications of 'Creamy Layer' among backward classes.

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ANNEXURE I—*(Cont.)*

ANNEXURE A

List of Other Backward Classes in the State of Kerala

Sl. No.	*Name of Castes/Communities (including sub-castes/synonyms) in the Common list of OBCs*	*Entry No. in State list*	*Entry No. I Mandal List*
(1)	(2)	(3)	(4)
1	Agasa	1	1
2	Ambalakkaran	2	3
3	Anglo Indian	3	6
4	Aramahrati	6	9
5	Arya	7	10
6	Bandari	8	14
7	Billava	9	10
7 (A).	Boyan of Malabar District	..	..
8	Chakkala	10	25
9	Chavalakkaran	12	31
10	Chetties	13	34
	(Kottar Chetties	,,	,,
	Parakka Chetties	,,	,,
	Elur Chetties	,,	,,
	Attingal Chetties	,,	,,
	Pudukkada Chetties	,,	,,
	Iraniel Chetties	,,	,,
	Sri Pandara Chetties	,,	,,
	Telugu Chetties	,,	,,
	Udayankulangara Chetties	,,	,,
	Wynadan Chetties	,,	,,
	Kalavara Chetties	,,	,,
	Peroorkada Chetties	,,	,,
	Sadhu Chetties	,,	,,
	Manai Chetties)	,,	,,
11	Devadigi	14	37
12	Devanga	15	38

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ANNEXURE I—*(Cont.)*

ANNEXURE A—*(Cont.)*

(1)	(2)	(3)	(4)
13	Dheevara	15-A	30
	(Araya, Arayavathi	15-A	7
	Mukkuvan or Mukayo-Mogaveera)	5-A	38, 7, 8
	Valan, Nulayan Panakkal, Kukaya Bobby Mukayan, Kukaveeran, Valinjear		130, 29
14	Ezhava and Thiyya	16	44, 185
15	Ezhavathi	17	45
16	Ezhuthachan	18	46
17	Vanika	19	48
18	Gatti	20	50
19	Gowda	21	50
20	Hegde	22	60
21	Izhuvan (Illuvan or Ezhuvan)	24	64
22	Jogi	25	69
23	Kaduppattan	26	70
24	Kaikoan	27	71
25	Kalasi (Kalasi Panicker)	28	83
26	Kalari Kurup or Kalari Panicker	29	5
27	Viswakarma	30	72, 87, 137
	including Assari, Chaptegra		
	Kallasari	30	72
	Kammala	,,	,,
	Karuvan	,,	,,
	Kitaran	30	87
	Kollan	,,	157
	Malayala Kammala	,,	72
	Pandi Kammala	,,	,,
	Moosari	,,	,,
	Perunkollan	,,	
	Thattan, Pandithattan		157

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അനുബന്ധം XI—(തുടർച്ച)

ANNEXURE I—*(Cont.)*

ANNEXURE A—*(cont.)*

(1)	(2)	(3)	(4)
	Vilkurup		72
	Villassan		,,
	Viswabrahmanan or Visabrahmanar and Viswakarmala	,,	,,
28	Kannadiya	31	77
29	Kanian or Kaniyar Panicker	,,	,,
	Kani or Kaniyan (Ganaka) or Kanisan or Kannan	,,	,,
30	Kavuthiyan	33	82
31	Kavudiyara	34	81
32	Ketayar	36	98
33	Krishnavaka	37	102
34	Kerala Mudali	38	84
35	Kudumbi	39	103
36	Kusavan (Kulala, Kulala Nair or Andhra Nair or Anthuru Nair)	40	104
36 (A)	Kumbarans		
37	Latin Catholic	42	106
38	Madivala	43	110
38 (A)	Malayan throughout the State except Malabar	..	..
39	Mappila	44	121
40	Maravan	45	123
41	Maruthuvar	46	5
41 A	Muslim		
42	Nadar		
43	Naikkan	50	136
44	Odan	51	139
45	Scheduled Caste Converts to Christianity	52	177

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ANNEXURE I—*(Cont.)*

ANNEXURE A—*(Cont.)*

(1)	(2)	(3)	(4)
46	Pandithar	53	150
47	Panniyar	54	159
48	Pattariya	55	515
49	Paruvannan (Varanavar)	57	158
50	Pulluvan	58	164
51	Rajapur	59	165
52	Chakravar, Sakravar (Kavathi)	60	170
53	Sourashtra	61	163
54	Sailyn	62	171
55	Senai Thalavar (Elavaniar)	63	176
56	SICU (excluding Nadar specified in item No. 42 which is item 49 of State List)	64	182
56 A	Thachan	..	..
57	Tholkolan	65	186
58	Thottian	66	189
59	Vaduvans	67	192
	Vaduoan	67	135
	Vadukar	,,	,,
	Vaduka	,,	,,
	(Vadukan)	,,	,,
60	Velan	69	198
	(Velaar)	,,	,,
61	Vanian	70	195
	(Vanika	,,	,,
	Vanika Vaisya	,,	,,
	Vanibha Chetty	,,	,,
	Vaniya Chetty	,,	,,
	Ayiravar	,,	,,
	Nagarathar and Vaniyan)	,,	,,
62	Vaniyar	71	196
63	Vakkalioa	72	193
64	Veerasoiva (Yogi and Yogeswara)	73	196

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ANNEXURE I—*(Cont.)*

ANNEXURE A—*(Cont.)*

(1)	(2)	(3)	(4)
65	Veluthedathu Nair (Veluthedan and Vannathan)	74	200
66	Vilakkithala Nair (Vilakkithalayan)	75	201
67	Yadava (Kolaya, Ayar, Mayar, Maniyani and Iruman)	76	207
68	Ganjan Reddi (in Malabar District as referred to in sub-section (2) of Section 5 of the States Reorganisation Act, 1956)	2 (3)	40
69	Vishavan (in Malabar District as referred to in sub-section (2) of Section 5 of the States Reorganisation Act, 1956)	2 (4)	203
70	Kammara (Excluding Malabar District as referred to in sub-section (2) of Section 5 of the States Reorganisation Act, 1956)	3 (1)	71
71	Malayakandi (Excluding Malabar District as referred to in sub-section (2) of Section 5 of the States Reorganisation Act, 1956)	3 (3)	116
72	Reddiar/Reddian (Excluding Malabar District as referred to in sub-section (2) of Section 5 of the States Reorganisation Act, 1956)	3 (4)	166
73	Marati (Excluding Kasaragod Taluk of Malabar District)	4 (1)	124

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ANNEXURE I—*(Cont.)*

ANNEXURE B

Hereditary Occupations/Calling in Kerala excluded from the Creamy Layer

1. Blacksmith
2. Mason
3. Carpenter
4. Goldsmith
5. Potterymaker
6. Cobbler
7. Copper & Bronze Smith

ANNEXURE C

Sub Castes of Fishermen Community excluded from the Creamy Layer

1. Araya
2. Arayavathi
3. Mukkuvan
4. Mukayo
5. Mogeveera
6. Valans
7. Bavia
8. Valinjiar
9. Paniakel
10. Mulayan
11. Latin Catholic Mukkuva
12. Latin Catholic Anjutikar
13. Distinct sections of Muslim Community who are traditionally engaged in fishing operations, as certified by the competent authority.

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ANNEXURE I—*(Cont.)*

SCHEDULE

Sl. No.	*Description of category*	*To whom rule of exclusion will apply*
(1)	(2)	(3)
I	Constitutional Posts	Son (s) and daughter (s) of 1. President of India. 2. Vice President of India. 3. Judges of the Supreme Court and of the High Court. 4. Prime Minister of India. 5. Council of Ministers of the Union Government. 6. Governors of the States. 7. Chief Ministers of the States. 8. Council of Ministers of the States. 9. Chairman and Members of the Union Public Service Commission and of the State Public Service Commission. 10. Persons holding Constitutional positions of the like nature. 11. Advocate General of the State. 12. Additional Advocate General of the State. 13. Vice-Chancellors and Pro Vice-Chancellors of the Universities. 14. Former Presidents and Vice Presidents of India. 15. Former Judges of the Supreme Court and of the High Court. 16. Former Prime Ministers of India. 17. Former Council of Ministers of the Union Government. 18. Former Governors of the States. 19. Former Chief Ministers and Council of Ministers of States.

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ANNEXURE I—*(Cont.)*

(1)	(2)	(3)
II.	Service Category (Serving Officers)	Son (s) and daughter (s) of
	A. Group A Officers/ Grade I Officers of All India, Central and State Services (Direct Recruits) OR Promotees to that Grade/Group before attaining the age of 40 years	1. Parents both or either of whom are/ is in All India Service/Services. 2. Parents, both of whom are Group A/ Grade I Officers. 3. Parents, either of whom is a Group A/ Grade I Officer and the other is a Group B/Grade II (a) Officer. 4. Parents, either of whom is a Group A/ Grade I Officer.
	B. Group B/Grade II (a) Officers. (Recruited to the service by Direct Recruitment OR Promotees to that Grade/Group before attaining the age of 40 years)	Son (s) and daughter (s) of Parents of both of whom are Group B/ Grade II (a) Officers.
	C. Employees in Public Sector Undertaking/ Government Institutions/Organisations etc.	Criteria enumerated in A&B above. In this category will apply mutatis mutandis to officers holding equivalent or comparable posts in Public Sector Undertakings, Banks, Insurance, Universities, etc.
III.	Armed Forces Including Para Military Forces (excluding persons holding civil posts)	Son (s) and daughter (s) of Parents either or both of whom is or are in the rank of Colonel and above in the Army or equivalent post in the Navy and the Air Force and the Para Military Forces.

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അനുബന്ധം XI—(തുടർച്ച)

ANNEXURE I—*(Cont.)*

(1)	(2)	(3)
IV.	Professional Class and those engaged in Trade and Industry	
	(i) Persons engaged in profession as a doctor, lawyer, Chartered Accountant, Income tax consultant, Financial or Management Consultant, Dental Surgeon, Engineer, Architect, Computer Specialist, Film Artists and other film professional author, playwright, sports person, sports professional, media professional or any other vocations of life status.	Persons coming within the wealth/means/ incomes group provided in category No. VI spurt from their social status as professionals in the respective professions.
	(ii) Persons engaged in trade, business and industry	Persons coming within the wealth/means/ income group provided in Group No. VI apart from their social status as Businessman and Industrialist.
	(iii) Registered partnership under the Partnership Act.	Managing partner or partners whose gross annual income is ₹ 1.5 lakhs or above as his/her share from the Partnership Firm.

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ANNEXURE I—*(Cont.)*

(1)	(2)	(3)
	(iv) Registered companies under the Companies Act	Promoters and/Directors of Limited Companies/Joint Stock Companies under the Companies Act where the individual annual gross income of such promoters and/directors is ₹ 1.5 lakhs or above or where the paid up share capital of the Company exceeds ₹ 20 lakhs.
	(v) Trusts under the Indian Trust Act.	Managing Trustees/Chairpersons/Trustees of Charitable Trusts constituted under the Indian Trust Act, where the Trust has transacted business for ₹ 20 lakhs or above in an year or where the income of the trust exceeds ₹ 20 lakhs or above in an year.
	(vi) Societies registered under the Societies Registration Act and under similar enactments.	Chief Executives/Chairpersons of Societies registered under the Societies Registration Act or under the Travancore-Cochin Literary, Scientific and Charitable Societies Act, 1955 where the Society has transacted business for ₹ 20 lakhs or above in an year or where the income of the society exceeds ₹ 20 lakhs or above in an year.
V.	Property Owners	
	A. Agricultural holdings and plantations	Son (s) and daughter (s) of 1. Person/persons/family having 5 hectares or more of cardamom or coconut plantation/cultivation. 2. Person/persons/family having 4 hectares or more of rubber, tea or coffee plantation. *Explanation:* Family includes Father, Mother and Minor Children.

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അനുബന്ധം XI—(തുടർച്ച)

ANNEXURE I—*(Cont.)*

(1)	(2)	(3)
B.	Vacant land and/or buildings in urban areas or urban agglomoration	Criteria specified in category No. VI—below will apply. *Explanation:* Building may be used for residential, industrial or commercial purpose and the like two or more such purposes.
VI.	Wealth/Income/Means Test	Son (s) and daugher (s) of Person/ persons having gross annual income of ₹ 1.5 lakhs or above or prossesing wealth above the exemption limit as prescribed in the Wealth Tax Act for a period of three consecutive years. *Explanation:* The income criteria in terms of rupee will be modified/amended suitably taking into account the change in the value of money every three years.

ANNEXURE II

Form of Certificate to be produced by Other Backward Classes Applying for Appointment to posts under Government of Kerala and its Organisations and Institutions

This is to certify that Shri/Smt..... son/daughter of..... .....of Village.....District/Division in the State of Kerala belongs to.....Community, which is designated as a Backward Class in the State of Kerala.

2. This is also to certify that the above Shri/Smt..... does not belong to the category of 'Creamy Layer' in the light of the guidelines issued in G.O. (P) 15/2000/SC/STDD dated 16-2-2000 and the scheduled prescribed thereunder to identify the 'Creamy Layer' among the designated "Other Backward Classes" in the State of Kerala.

Issuing Authority.

Dated.....

(Seal)

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അനുബന്ധം XI—(തുടർച്ച)

ANNEXURE III

Application Form for a Certificate for Eligibility for Reservation of Jobs for Other Backward Classes in Civil Posts and Services under Government of India

.....

.....

.....

Sir,

I request that a certificate in respect of reservation for Other Backward Classes in Civil Posts and Services under Government of India be granted to me.

I give below the necessary particulars—

1. Full name of the applicant (in block letters) :
2. Date of Birth :
3. Complete residential address :
   (a) Present
   (b) Permanent
4. Religion :
5. Caste :
6. Sub Caste :
7. Occupational Group :
8. Serial Number of the Caste in the Central List of O.B.Cs. :
9. Name of Father :
10. Name of Mother :
11. Name of Husband :

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ANNEXURE III—*(Cont.)*

12. Status of Parent (s)/Husband

	Father	Mother	Husband
(A) Constitutional posts			
(i) Designation			
(B) Government Services			
	Father	Mother	Husband
(i) Service (Central/State)			
(ii) Designation			
(iii) Scale of Pay, including classification, if any			
(iv) Date of appointment to the post			
(v) Age at the time of promotion to Class I Post (if applicable)			

II. Employment in International Organisation e.g. U.N., UNICEF, WHO

(i) Name of Organisation

(ii) Designation

(iii) Period of Service (indicate date from.....to.....)

III. Death/Permanent incapacitation (Omit if not applicable)

(i) Date of death/Permanent incapacitation putting an officer out of Service

(ii) Details of permanent incapacitation

(C) Employment in Public Sector Undertakings etc.

(i) Name of Organisation

(ii) Designation

(iii) Date of appointment to the post

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ANNEXURE III—*(Cont.)*

(D) Armed Forces including Para Military Forces (this will not include persons holding civil posts)

(i) Designation

(ii) Scale of Pay

(E) Professional Class (other than those covered in item Nos. B & C) and those engaged in Trade, Business and Industry.

(F) Property Owners

(F) I. Agricultural Land Holding : Owned by mother, father and minor children

(i) Location

(ii) Size of holding

(iii) (a) Irrigated (type of irrigated land)

(i)

(ii)

(iii)

(b) Unirrigated

To be certified by District Revenue Officer not lower than the rank of Tahsildar

(iv) Percentage of irrigated land holding to statutory ceiling limit under State Land Ceiling Laws. If land holding is.

(v) Both irrigated/unirrigated total irrigated land holdings on the basis of convertion formula in State Land Ceiling Laws.

(vi) Percentage of total irrigated land holding to statutory ceiling limits as per (iv).

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ANNEXURE III—*(Cont.)*

(F) II. Plantation

(i) Crops/Fruits

(ii) Location

(iii) Area of Plantation

(F) III. Vacant land/or buildings in urban areas or urban agglomeration

(i) Location of property

(ii) Details of property

(iii) Use to which it is put

(G) Income/Wealth

(i) Annual family income from all sources (excluding salaries & income from agricultural lands)

(ii) Whether Tax Payer (Yes/No)

(If yes a copy of the last three years return be furnished)

(iii) Whether covered in Wealth Tax Act (Yes/No)

(If so furnish details)

(H) Any other remarks

(I) I certify that the above said particulars are true to the best of my knowledge and belief and that I do not belong to the Creamy Layer of O.B.Cs. and am eligible to the considered for posts reserved for O.B.Cs. In the event of any information being found false or incorrect or ineligibility being detected before or after this selection, I understand that my candidature/ appointment is liable to be cancelled and I shall be liable to such further action as may be provided under the Law and/or Rules.

Yours faithfully,

Place : *Signature of the candidate.*

Date :

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അനുബന്ധം XI എ

[13-7-2004-ലെ നക്ഷത്ര ചിഹ്നമിടാത്ത ചോദ്യം നമ്പർ 157 (1965) ദയവായി കാണുക]

GOVERNMENT OF KERALA

Abstract

Creamy Layer—Other Backward Classes—Identification of Creamy Layer—Implementation of Narendran Commission Guidelines—Orders issued

SC/ST DEVELOPMENT (F) DEPARTMENT

G.O. (P) No. 36/2000/SCSTDD.

Dated, Thiruvananthapuram, 27th May, 2000.

Read.—(1) Judgment dated 13-12-1999 of the Supreme Court in IAS Nos. 35—36 in W.P. (Civil) No. 930 of 1990.

(2) G. O. (P) No. 15/2000/SCSTDD, dated 16-2-2000.

ORDER

In the Government Order read as 2nd paper above, Government ordered implementation of the guidelines suggested by the K. J. Joseph Committee, with the changes permitted by the Supreme Court, for the identification of the Creamy Layer among the Backward Classes in Kerala, pending receipt of the final report of the Narendran Commission on the subject.

2. The Narendran Commission submitted its final report on 11-4-2000. Government have carefully considered the report in all its aspects and in supersession of the orders read as second paper above, order as follows:

(1) The Guidelines to identify the Creamy Layer among the Backward Classes in Kerala, suggested by the Commission, are accepted with the following modifications:

(a) The guidelines for the identification of the creamy layer will apply only to posts in Government services, public sector undertakings and other institutions to which the principles of reservation apply.

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(b) These guidelines will apply to all posts the selection for which has not been completed.

(c) There will be no restriction, as proposed by the Commission, that for exclusion from the creamy layer, members of Backward Classes with hereditary occupations like blacksmiths, goldsmiths, etc., should be actually engaged in such occupations.

The guidelines thus amended are given in Annexure I to this Order.

The List of Other Backward Classes in Kerala is shown in Annexure A.

To groups of persons with hereditary occupations/calling in Kerala recommended by the Narendra Commission, 'Kudumbis' will be added. The list so modified is given in Annexure B.

The sub castes of fishermen community excluded from the creamy layer is given in Annexure C to this order.

(2) The schedule showing the discription of categories of people to whom the rule of exclusion will apply, suggested by the Commission as Appendix F in its report is accepted with the following modification:

In respect of property owners under Category V, the orders issued in the G.O. read as second paper above will stand with the modification that the ceiling limit will be 5 hectares in respect of both agricultural holdings and plantations.

The schedule so modified is appended as Annexure D.

(3) The form of certificate to be issued will be as shown in Annexure II.

(4) The form of application for the issue of the certificate will be as shown in Annexure III.

(5) The authority to issue the certificate to candidates who do not belong to the ceramy layer will be any of the following officers:—

(a) District Mgistrate/Addl. District Magistrate/Collector/ I Class Stipendiary Magistrate/Sub Divisional Magistrate/ Taluk Magistrate/Executive Magistrate/Extra Assistant Commissioner (not below the rank of I Class Stipendiary Magistrate).

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(b) Chief Presidency Magistrate/Addl.Chief Presidency Magistrate/Presidency Magistrate.

(c) Revenue Officer not below the rank of Thahsildar and

(d) Sub Divisional Officer of the area where the candidates and or his family normally resides.

(6) The commission has recommended that the Creamy Layer certificate applied for should be issued or refused, as the case may be within ten days of receipt of the application. Government accept this recommendation and order accordingly.

(7) These orders will apply to all Government Departments/ Organisations/Institutions/Public Sector Undertakings/Government owned Companies/Co-operative Societies/Autonomous Bodies etc. to which the principles of reservation are applicable.

By order of the Governor,
S. SUBBIAH,
Secretary to Government.

ANNEXURE I

GUIDELINES TO IDENTIFY THE CREAMY LAYER AMONG THE BACKWARD CLASSES IN THE STATE OF KERALA

1. These guidelines are called the guidelines to identify the Creamy Layer among the Other Backward Classes in the State of Kerala.

2. These guidelines shall come into force from a date to be notified by the State Government in the Kerala Gazette. It will be published in the Kerala Gazette immediately for the information of the public.

3. These guidelines will not apply to vacancies for which selection has already been made by the Kerala Public Service Commission.

4. The list of 78 casts/communities including sub-castes notified by the State Government as Other Backward Classes in the State of Kerala, is appended to these guidelines as Annexure A.

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ANNEXURE I—*(Cont.)*

5. The 40 per cent of the vacancies of civil posts and services under the Government of Kerala and its Institutions and Organisations is to be filled up by direct recruitment for Other Backward Classes notifed in Annexure A.

6. Candidates from the other Backward Classes recruited on the basis of merit in open competition shall not be adjusted against the 40 per cent reservation quota. If any of the rules in the Kerala State and Subordinate Service Rules, 1958 stand in the way, necessary amendment will be made forthwith. The 40% reservation shall not apply to persons/ sections mentioned in the column 3 of the schedule attached to these guidelines.

7. The rule of exclusion made mention in the schedule attached to these guidelines will not apply to persons working as artisans or engaged in hereditary occupations, calling and included in Annexure 'B' appended herewith and person/group of persons coming within the definition of the expression "Fishermen Community" in Annexure C appended to these guidelines.

8. The rule of exclusion contained in the Schedule will not apply:—

(i) To persons in a Backward Class who are traditionally engaged in the hereditary occupations of that Backward Class.

(ii) Persons belonging to all Backward Classes who are illiterate (not passed 4th Standard).

9. A certificate to the effect that the applicant does not belong to the Creamy Layer in the light of the guidelines and the schedule for identification of Creamy Layer attached Annexure II. The certificate need only be produced before the Public Service Commission at the time of preparation of the Short List/Rank List as the case may be.

10. Application form for the above certificate is appended as Annexure III.

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അനുബന്ധം XI എ—(തുടർച്ച)

ANNEXURE I—*(Cont.)*

ANNEXURE A

List of Other Backward Classes in the State of Kerala

Sl. No.	*Name of Castes/Communities (including sub castes/synonyms) in the Common List of OBCs*	*Entry No. in State List*	*Entry No. I Mandal List*
(1)	(2)	(3)	(4)
1	Agasa	1	1
2	Ambalakkaran	2	3
3	Anglo Indian	3	6
4	Aramahrati	6	9
5	Arya	7	10
6	Bandari	8	14
7	Billava	9	10
7 (A)	Boyan of Malabar District	..	..
8	Chakkalan	10	25
9	Chavalakkaran	12	31
10	Chetties include	13	34
	(Kottar Chetty	,,	,,
	Parakka Chetty	,,	,,
	Elur Chetty	,,	,,
	Attingal Chetty	,,	,,
	Pudukkada Chetty	,,	,,
	Iraniel Chetty	,,	,,
	Sri Pandara Chetty	,,	,,
	Telugu Chetty	,,	,,
	Udayankulangara Chetty	,,	,,
	Wynadan Chetty	,,	,,
	Kalavara Chetty	,,	,,
	Peroorkada Chetty	,,	,,
	Sadhu Chetty	,,	,,
	24 Manai Chetty)	,,	,,
11	Devadiga	14	37
12	Devanga	15	38

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അനുബന്ധം XI എ—(തുടർച്ച)

ANNEXURE I—*(Cont.)*

ANNEXURE A—*(Cont.)*

(1)	(2)	(3)	(4)
13	Dheevara include	15-A	30
	(Arayan	15-A	7
	Arayavathi	,,	,,
	Mukkuvan or Mukayo-Mogaveera	5-A	38, 7, 8,
	Valan		130, 29
	Nulayan	,,	,,
	Panaikkal	,,	,,
	Mukaya	,,	,,
	Bobby Mukayar	,,	,,
	Mukaveeran	,,	,,
	Valinjiar)	,,	,,
14	Ezhava and Thiyya	16	44, 185
15	Ezhavathi	17	45
16	Ezhuthachan	18	46
17	Ganika	19	48
18	Gatti	20	50
19	Gowda	21	50
20	Hegde	22	60
21	Izhuvan (Illuvan or Ezhuvan)	24	64
22	Jogi	25	69
23	Kaduppattan	26	70
24	Kaikolan	27	71
25	Kolasi (Kalasi Panicker)	28	83
26	Kalari Kurup or Kalari Panicker	29	5
27	Viswakarma include	30	72, 87, 137
	(Assari	,,	,,
	Chaptegra Kallasari	30	72
	Kammala	,,	,,
	Karuvan	30	72
	Kitaran	30	87
	Kollan	,,	157
	Malayala Kammala	,,	72
	Pandi Kammala	,,	,,
	Moosari	,,	,,
	Perunkollan	,,	,,

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അനുബന്ധം XI എ—(തുടർച്ച)

ANNEXURE I—*(Cont.)*

ANNEXURE A—*(Cont.)*

(1)	(2)	(3)	(4)
	Thattan	30	157
	Pandithattan	,,	,,
	Tachan	,,	,,
	Vilkurup	,,	72
	Kaltachan	,,	,,
	Villassan	,,	,,
	Kamsala	,,	,,
	Viswabrahmanan or Viswabrahmanar	,,	,,
	Kannan	,,	,,
	Viswakarmala)	,,	,,
28	Kannadiyans	31	77
29	Kanisu or	,,	,,
	Kaniyar Panicker or	,,	,,
	Kani or	,,	,,
	Kaniyan (Ganaka) or	,,	,,
	Kanisan or Kamnan	,,	,,
30	Kavuthiyan	33	82
31	Kavudiyara	34	81
32	Kodiyar	36	98
33	Krishnanvaka	37	102
34	Kerala Mudali	38	84
35	Kudumbi	39	103
36	Kusavan include	40	104
	(Kulala,	,,	,,
	Kulala Nair or	,,	,,
	Andhra Nair or	,,	,,
	Anthuru Nair)	,,	,,
36 (A)	Kumbarans	,,	,,
37	Latin Catholic	42	106
38	Madivala	43	110
38 (A)	Malayan throughout the State except Malabar	..	..

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ANNEXURE I—*(Cont.)*

ANNEXURE A—*(Cont.)*

(1)	(2)	(3)	(4)
39	Mappila	44	121
40	Maravan	45	123
41	Maruthuvar	46	5
41 (A)	Muslim		
42	Nadar		
43	Naikkan	50	136
44	Odan	51	139
45	Scheduled Caste Converted to Christianity	52	177
46	Pandithar	53	150
47	Panniyar	54	159
48	Pattariya	55	515
49	Paruvannan (Varanavar)	57	158
50	Pulluvan	58	164
51	Rajapur	59	165
52	Chakravar, Sakravar (Kavathi)	60	170
53	Sourashtra	61	163
54	Saliyars	62	171
55	Senai Thalavan (Elavaniar)	63	176
56	SIUC (Excluding Nadar specified in item No. 42 which is item 49 of State List)	64	182
56 (A)	Thachan	..	..
57	Tholkolan	65	186
58	Thottian	66	189
59	Vaduvans	67	192
	(Vaduoan	67	135
	Vadukar	,,	,,
	Vaduka	,,	,,
	Vadukan)	,,	,,
60	Velan	69	198
	(Velaar)	,,	,,

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അനുബന്ധം XI എ—(തുടർച്ച)

ANNEXURE I—*(Cont.)*

ANNEXURE A—*(Cont.)*

(1)	(2)	(3)	(4)
61	Vanian include	70	195
	(Vanika	,,	,,
	Vanika Vaisya	,,	,,
	Vanibha Chetty	,,	,,
	Vaniya Chetty	,,	,,
	Ayiravar	,,	,,
	Nagarathar	,,	,,
	Vaniyan)	,,	,,
62	Vaniyar	71	196
63	Vakkaliga	72	193
64	Veerasaiva (Yogi and Yogeswaran)	73	196
65	Veluthedathu Nair (Veluthedan and Vannathan)	74	200
66	Vilakkithala Nair (Vilakkithalavan)	75	201
67	Yadava include	76	207
	(Kolaya	,,	,,
	Ayar	,,	,,
	Mayar	,,	,,
	Maniyandi	,,	,,
	Iruman)	,,	,,
68	Ganjan Reddi [in Malabar District as referred to in sub-section (2) of Section 5 of the States Re-organisation Act, 1956]	2 (3)	40
69	Vishavan [in Malabar District as referred to in sub-section (2) of Section 5 of the States Re-organisation Act, 1956]	2 (4)	203

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ANNEXURE I—*(Cont.)*

ANNEXURE A—*(Cont.)*

(1)	(2)	(3)	(4)
70	Kammara [Excluding Malabar District as referred to in sub-section (2) of Section 5 of the States Re-organisation Act, 1956]	3 (1)	71
71	Malayekandi [Excluding Malabar District as referred to in sub-section (2) of Section 5 of the States Re-organisation Act, 1956]	3 (3)	116
72	Reddiar/Reddian [Excluding Malabar District as referred to in sub-section (2) of Section 5 of the States Re-organisation Act, 1956]	3 (4)	116
73	Marati (Excluding Kasaragod Taluk of Malabar District)	4 (1)	124

ANNEXURE B

Hereditary Occupations/Calling in Kerala excluded from the Creamy Layer

1. Blacksmith
2. Mason
3. Carpenter
4. Goldsmith
5. Potterymaker
6. Cobbler
7. Copper & Bronze Smith
8. Kudumbi

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അനുബന്ധം XI എ—(തുടർച്ച)

ANNEXURE I—*(Cont.)*

ANNEXURE C

Sub Castes of Fishermen Community excluded from the Creamy Layer

1. Araya
2. Arayavathi
3. Mukkuvan
4. Mukaya
5. Mogaveera
6. Valan
7. Bovis
8. Valinjiar
9. Paniakel
10. Nulayan
11. Latin Catholic Mukkuva
12. Latin Catholic Anjutikar
13. Distinct sections of Muslim community who are traditionally engaged in fishing operations, as certified by the competent authority.

ANNEXURE D

SCHEDULE

Sl. No.	*Description of category*	*To whom rule of exclusion will apply*
(1)	(2)	(3)
I	**Constitutional Posts**	Son (s) and daughter (s) of (a) President of India; (b) Vice President of India; (c) Judges of the Supreme Court and of the High Courts;

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ANNEXURE I—*(Cont.)*

ANNEXURE D—*(Cont.)*

(1)	(2)	(3)
		(d) Chairman and Members of UPSC and of the State Public Service Commission; Chief Election Commissioner; Comptroller & Auditor General of India;
		(e) Persons holding Constitutional positions of like nature.
II. Service Category		Son (s) and daughter (s) of
	A. Group A/Class I Officers of the All India Central and State Services (Direct Recruits).	(a) Parents, both of whom are Class I Officers;
		(b) Parents, either of whom is a Class I Officer;
		(c) Parents, both of whom are Class I Officers, but one of them dies or suffers permanent incapacitation.
		(d) Parents, either of whom is a Class I Officer and such parent dies or suffers permanent incapacitation and before such death or such incapacitation has had the benefit of employment in any International Organisation like UN, IMF, World Bank etc., for a period of not less than 5 years.

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അനുബന്ധം XI എ—(തുടർച്ച)

ANNEXURE I—*(Cont.)*

ANNEXURE D—*(Cont.)*

(1)	(2)	(3)
		(e) parents, both of whom are Class I Officers die or suffer permanent incapacitation and before such death or such incapacitation of the both, either of them has had the benefit of employment in any International Organisation like UN, IMF, World Bank etc., for a period of not less than 5 years: Provided that the rule of exclusion shall not apply in the following cases: (a) Sons and daughters of parents either of whom or both of whom are Class I Officers and such parent (s) dies/die or suffer permanent incapacitation. (b) A lady belonging to OBC category has got married to a Class I Officer, and may herself like to apply for a job.
B.	Group B/Class II Officers of the Central and State Services (Direct Recruitment).	Son (s) and daughter (s) of (a) parents both of whom are Class II Officers; (b) parents of whom only the husband is a Class II Officer and he gets into Class I at the age of 35 or earlier.

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അനുബന്ധം XI എ—(തുടർച്ച)

ANNEXURE I—*(Cont.)*

ANNEXURE D—*(cont.)*

(1)	(2)	(3)
		(c) parents, both of whom are Class II Officers and one of them dies or suffers permanent incapacitation and either one of them has had the benefit of employment in any International Organisation like UN, IMF, World Bank etc., for a period of not less than 5 years before such death or permanent incapacitation;
		(d) parents of whom the husband is a Class I Officer (Direct Recruit or pre-thirty five promoted) and the wife is a Class II Officer and the wife dies; or suffers permanent incapacitation; and
		(e) parents of whom the wife is a Class I Officer (Direct Recruit or pre-thirty five promoted) and the husband is a Class II Officer and the husband dies or suffers permanent incapacitation:
		Provided that the rule of exclusion shall not apply in the following cases:
		Son (s) and daughter (s) of
		(a) Parents both of whom are Class II Officers and one of them dies or suffers permanent incapacitation.

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അനുബന്ധം XI എ—(തുടർച്ച)

ANNEXURE I—*(Cont.)*

ANNEXURE D—*(Cont.)*

(1)	(2)	(3)
		Son (s) and daughter (s) of (b) Parents, both of whom are Class II Officers and both of them die or suffer permanent incapacitation, eventhough either of them has had the benefit of employment in any International Organisation like UN, IMF, World Bank etc., for a period of not less than 5 years before their death or permanent incapacitation.
C.	Employees in Public Sector Undertakings etc.	The criteria enumerated in A&B above in this Category will apply mutatis mutandis to officers holding equivalent or comparable posts in PSUs, Banks, Insurance Organisations, Universities, etc., and also to equivalent or comparable posts and positions under private employment.
III.	**Armed Forces Including Para Military Forces.** (Persons holding civil posts are not included)	Son (s) and daughter (s) of parents either or both of whom is or are in the rank of Colonel and above in the Army and to equivalent posts in the Navy and the Air Forces and the Para Military Forces; Provided that:— (i) if the wife of an Armed Forces (i.e., the category under consideration) the rule of exclusion will apply only when she herself has reached the rank of Colonel; (ii) The service ranks below Colonel of husband and wife shall not be clubbed together;

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അനുബന്ധം XI എ—(തുടർച്ച)

ANNEXURE I—*(Cont.)*

ANNEXURE D—*(Cont.)*

(1)	(2)	(3)
		(iii) If the wife of an officer in the Armed Forces is in civil employment, this will not be taken into account for applying the rule of exclusion unless she falls in the service category under item No. II in which case the criteria and conditions enumerated therein will apply to her independently.
IV. **Professional Class and those engaged in trade and Industry**		Criteria specified against Category VI will apply:—
(I) Persons engaged in profession as a Doctor, Lawyer, Chartered Accountant, Income Tax Consultant, Financial or Management Consultant, Civil Surgeon, Engineer, Architect, Computer Specialist, Film artists and other film professional, Author, Playwright, sports person, sports professional, media professional or any other vocations of like status.		
(II) Persons engaged in trade, business and industry		*Explanation.*—(i) Where the husband is in some profession and the wife is in a Class II or lower grade employment, the income/wealth test will apply only on the basis of the husband's income.

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അനുബന്ധം XI എ—(തുടർച്ച)

ANNEXURE I—*(Cont.)*

ANNEXURE D—*(Cont.)*

(1)	(2)	(3)
		(ii) If the wife is in any profession and the husband is in employment in a Class II or lower grade post, then the income/wealth criterion will apply only on the basis of the wife's income and the husband's income will not be clubbed with it.
V. Property Owners	A. Agricultural holdings and plantations	Son (s) and daughter (s) of Person/Persons/Family having 5 hectares or more of agricultural holdings/Plantations. *Explanation.*—Family includes Father, Mother and Minor Children.
	B. Vacant land and/or buildings in urban areas or urban agglomorations	Criteria specified in Category No. VI below will apply. *Explanation.*—Building may be used for residential, industrial or commercial purposes and the like or two or more such purposes.
VI. Income/Wealth Test		Son (s) and daughter (s) of (a) Persons having gross annual income of ₹ 3 lakhs or above or possessing wealth above the exemption limit as prescribed in the Wealth Tax Act for a period of three consecutive years. (b) Persons in Categories I, II, III and V A who are not disentitled to the benefit of reservation but have income from other sources of wealth which will bring them within the income/wealth criteria mentioned in (a) above.

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ANNEXURE I—*(Cont.)*

ANNEXURE D—*(Cont.)*

(1)	(2)	(3)
		Explanation.—(i) Income from salaries or agricultural land shall not be clubbed; (ii) The income criteria in terms of rupee will be modified taking into account the change in its value every three years. If the situation, however, so demands, the interrugnum may be less. *Note.*—The income/wealth test governs categories IV, V B and V C as stated earlier. For the remaining categories, namely, I, II, III and VA. Specific criteria have been laid down; however, if in these categories, any person, who is not disentitled to the benefit of reservation, has income from other source or wealth, which will bring him within the criterion under Item No. VI, then he shall be disentitled to reservation, in case his income without clubbing his income from salaries or agricultural land or his wealth is in excess of cut-off point prescribed under the income/wealth criteria. This note is for the guidance of the Revenue authorities for issuing the Creamy Layer Certificate. *Explanation.*—Wherever the expression "permanent incapacitation" occur in this schedule, it shall mean incapacitation which results in putting an officer out of service.

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അനുബന്ധം XI എ—(തുടർച്ച)

ANNEXURE II

Form of Certificate to be produced by Other Backward Classes for appointment to posts under Government of Kerala and its Organisations and Institutions

This is to certify that Shri/Smt. ..... son/daughter of..... .....of Village..... District/Division in the State of Kerala belongs to..... Community, which is designated as a Backward Class in the State of Kerala.

2. This is also to certify that the above Shri/Smt. ..... does not belong to the category of 'Creamy Layer' in the light of the guidelines dated.....and the scheduled prescribed thereunder to identify the 'Creamy Layer' among the designed "Other Backward Classes" in the State of Kerala.

Issuing Authority.

Dated.....

(Seal)

ANNEXURE III

Application Form for a Certificate for Eligibility for Reservation of Jobs for Other Backward Classes in Civil Posts and Services under Government of Kerala

.....

.....

.....

Sir,

I request that a certificate in respect of reservation for Other Backward Classes in Civil Posts and Services under Government of Kerala be granted to me.

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അനുബന്ധം XI എ—(തുടർച്ച)

ANNEXURE III—*(Cont.)*

I give below the necessary particulars—

1.	Full name of the applicant (in block letters)	:			
2.	Date of Birth	:			
3.	Complete residential address	:			
	(a) Present				
	(b) Permanent				
4.	Religion	:			
5.	Caste	:			
6.	Sub Caste	:			
7.	Occupational Group	:			
8.	Serial Number of the Caste in the State List of O.B.Cs.	:			
9.	Name of Father	:			
10.	Name of Mother	:			
11.	Name of Husband	:			
12.	Status of Parent(s)/Husband				
			Father	Mother	Husband
	(A) Constitutional posts (i) Designation	:			
	(B) Government Service	:			
			Father	Mother	Husband
	(i) Service (Central/State)	:			
	(ii) Designation	:			
	(iii) Scale of Pay including classification, if any	:			
	(iv) Date of appointment to the post	:			
	(v) Age at the time of promotion to Class I Post (if applicable)	:			

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അനുബന്ധം XI എ—(തുടർച്ച)

ANNEXURE III—*(Cont.)*

II. Employment in International Organisation e.g. U.N., UNICEF, WHO — Father Mother Husband

(i) Name of Organisation :

(ii) Designation :

(iii) Period of Service (indicate date from.....to.....)

III. Death/Permanent incapacitation (Omit if not applicable)

(i) Date of death/Permanent incapacitation putting an officer out of Service :

(ii) Details of permanent incapacitation :

(C) Employment in Public Sector Undertaking etc.

(i) Name of Organisation :

(ii) Designation :

(iii) Date of appointment to the post :

(D) Armed Forces including Para Military Forces (this will not include persons holding civil posts)

(i) Designation :

(ii) Scale of Pay :

(E) Professional Class (other than those covered in item Nos. B & C) and those engaged in Trade, Business and Industry.

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ANNEXURE III—*(Cont.)*

(F) Property Owners		Son (s) and daughter (s) of
	(i) Agricultural holdings and plantations	Person/Persons/Family having 5 hectares or more of agricultural holdings/Plantations.
	(ii) Vacant land and/ or buildings in urban areas or urban agglomoration	Criteria specified in Category VI below will apply. *Explanation.*—Building may be used for residential, industrial or commercial purposes and the like or two or more such purposes.

(G) Income/Welath

(i) Annual family income from all sources (excluding salaries and income from agricultural lands).

(ii) Whether Tax Payer (Yes/No)
(If yes a copy of the last three years return be furnished)

(iii) Whether covered in Wealth Tax Act. (Yes/No)
(If so furnish details)

(H) Any other remarks

(I) I certify that the above said particulars are true to the best of my knowledge and belief and that I do not belong to the Creamy Layer of O.B.Cs and am eligible to be considered for posts reserved for O.B.Cs. In the event of any information being found false or incorrect or ineligibility being detected before or after this selection, I understand that my candidature/ appointment is liable to be cancelled and I shall be liable to such furhter action as may be provided under the law and/or rules.

Yours faithfully,

Place :

Signature of the candidate.

Date :

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